

1 67.05 (5) (b) No city or village may issue bonds for any purposes other than for
2 water systems, lighting works, gas works, bridges, street lighting, street
3 improvements, street improvement funding, hospitals, airports, harbor
4 improvements, river improvements, breakwaters and protection piers, sewerage,
5 garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or
6 refuse or rubbish disposal, parks and public grounds, swimming pools and band
7 shells, veterans housing projects, paying the municipality's portion of the cost of
8 abolishing grade crossings, for the construction of police facilities and combined fire
9 and police safety buildings, for the purchase of sites for engine houses, for fire
10 engines and other equipment of the fire department, for construction of engine
11 houses, and for pumps, water mains, reservoirs and all other reasonable facilities for
12 fire protection apparatus or equipment for fire protection, for parking lots or other
13 parking facilities, for school purposes, for libraries, for buildings for the housing of
14 machinery and equipment, for acquiring and developing sites for industry and
15 commerce as will expand the municipal tax base, for financing the cost of
16 low-interest mortgage loans under s. 62.237, for providing financial assistance to
17 blight elimination, slum clearance, community development, redevelopment and
18 urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and
19 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior
20 service liability with respect to an employee retirement system, or for University of
21 Wisconsin System college campuses, as defined in s. 36.05 (6m), until the proposition
22 for their issue for the special purpose has been submitted to the electors of the city
23 or village and adopted by a majority vote. Except as provided under sub. (15), if the
24 common council of a city or the village board of a village declares its purpose to raise
25 money by issuing bonds for any purpose other than those specified in this subsection,

1 it shall direct by resolution, which shall be recorded at length in the record of its
2 proceedings, the clerk to call a special election for the purpose of submitting the
3 question of bonding to the city or village electors. If a number of electors of a city or
4 village equal to at least 15% of the votes cast for governor at the last general election
5 in their city or village sign and file a petition conforming to the requirements of s. 8.40
6 with the city or village clerk requesting submission of the resolution, the city or
7 village may not issue bonds for financing the cost of low-interest mortgage loans
8 under s. 62.237 without calling a special election to submit the question of bonding
9 to the city or village electors for their approval.

10 ***-0467/1.3* SECTION 1500.** 67.05 (6m) (a) of the statutes is amended to read:

11 67.05 (6m) (a) An initial resolution adopted by a technical college district board
12 for an issue of bonds in an amount of money not exceeding \$1,000,000 \$1,500,000 for
13 building remodeling or improvement need not be submitted to the electors of the
14 district for approval unless within 30 days after the initial resolution is adopted there
15 is filed with the technical college district secretary a petition conforming to the
16 requirements of s. 8.40 requesting a referendum thereon. Such a petition shall be
17 signed by electors from each county lying wholly or partially within the district. The
18 number of electors from each county shall equal at least 1.5% of the population of the
19 county as determined under s. 16.96 (2) (c). If a county lies in more than one district,
20 the technical college system board shall apportion the county's population as
21 determined under s. 16.96 (2) (c) to the districts involved and the petition shall be
22 signed by electors equal to the appropriate percentage of the apportioned population.
23 Any initial resolution adopted under sub. (1) in an amount of money not exceeding
24 \$1,000,000 \$1,500,000 at the discretion of the district board, may be submitted to the
25 electors without waiting for the filing of a petition. All initial resolutions adopted

1 under sub. (1) in an amount of money in excess of ~~\$1,000,000~~ \$1,500,000 or more for
2 building remodeling or improvement shall be submitted to the electors of the district
3 for approval. If a referendum is duly petitioned or required under this subsection,
4 bonds may not be issued until the electors of the district have approved the issue.

5 ***-1693/1.9* SECTION 1501.** 67.12 (12) (a) of the statutes is amended to read:

6 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
7 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
8 limited to paying any general and current municipal expense, and refunding any
9 municipal obligations, including interest on them. Each note, plus interest if any,
10 shall be repaid within 10 years after the original date of the note, except that notes
11 issued under this section for purposes of ss. 119.498, 145.245 (12m), 281.58, 281.59,
12 281.60, 281.61, and 292.72 issued to raise funds to pay a portion of the capital costs
13 of a metropolitan sewerage district, or issued by a 1st class city or a county having
14 a population of 500,000 or more, to pay unfunded prior service liability with respect
15 to an employee retirement system, shall be repaid within 20 years after the original
16 date of the note.

17 ***-0467/1.4* SECTION 1502.** 67.12 (12) (e) 5. of the statutes is amended to read:

18 67.12 (12) (e) 5. Within 10 days of the adoption by a technical college district
19 board of a resolution under subd. 1. to issue a promissory note for a purpose under
20 s. 38.16 (2), the secretary of the district board shall publish a notice of such adoption
21 as a class 1 notice, under ch. 985. The notice need not set forth the full contents of
22 the resolution, but shall state the amount proposed to be borrowed, the method of
23 borrowing, the purpose thereof, that the resolution was adopted under this
24 subsection and the place where and the hours during which the resolution is
25 available for public inspection. If the amount proposed to be borrowed is for building

1 remodeling or improvement and does not exceed ~~\$1,000,000~~ \$1,500,000 or is for
2 movable equipment, the district board need not submit the resolution to the electors
3 for approval unless, within 30 days after the publication or posting, a petition
4 conforming to the requirements of s. 8.40 is filed with the secretary of the district
5 board requesting a referendum at a special election to be called for that purpose.
6 Such petition shall be signed by electors from each county lying wholly or partially
7 within the district. The number of electors from each county shall equal at least 1.5%
8 of the population of the county as determined under s. 16.96 (2) (c). If a county lies
9 in more than one district, the technical college system board shall apportion the
10 county's population as determined under s. 16.96 (2) (c) to the districts involved and
11 the petition shall be signed by electors equal to the appropriate percentage of the
12 apportioned population. In lieu of a special election, the district board may specify
13 that the referendum shall be held at the next succeeding spring primary or election
14 or September primary or general election. Any resolution to borrow amounts of
15 money in excess of ~~\$1,000,000~~ \$1,500,000 for building remodeling or improvement
16 shall be submitted to the electors of the district for approval. If a referendum is held
17 or required under this subdivision, no promissory note may be issued until the
18 issuance is approved by a majority of the district electors voting at such referendum.
19 The referendum shall be noticed, called and conducted under s. 67.05 (6a) insofar as
20 applicable, except that the notice of special election and ballot need not embody a
21 copy of the resolution and the question which shall appear on the ballot shall be
22 "Shall (name of district) be authorized to borrow the sum of \$.... for (state purpose)
23 by issuing its general obligation promissory note (or notes) under section 67.12 (12)
24 of the Wisconsin Statutes?"

1 ***-0401/3.1* SECTION 1503.** 69.22 (1) (a) of the statutes, as affected by 2007
2 Wisconsin Act 20, Section 1918h, is amended to read:

3 69.22 (1) (a) Except as provided under par. (c), ~~\$7~~ \$20 for issuing one certified
4 copy of a vital record and \$3 for any additional certified copy of the same vital record
5 issued at the same time.

6 ***-0401/3.2* SECTION 1504.** 69.22 (1) (b) of the statutes, as affected by 2007
7 Wisconsin Act 20, Section 1918j, is amended to read:

8 69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified
9 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~or \$7~~ for verifying information
10 about the event submitted by a requester without issuance of a copy, ~~\$7~~, and \$3 for
11 any additional copy of the same vital record issued at the same time.

12 ***-1460/4.3* SECTION 1505.** 69.22 (1) (c) of the statutes is amended to read:

13 69.22 (1) (c) ~~Twenty~~ Twenty-two dollars for issuing an uncertified copy of a
14 birth certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded
15 to the secretary of administration as provided in sub. (1m) and credited to the
16 appropriations under s. 20.433 (1) (g) and (h); and ~~\$3~~ \$5 for issuing any additional
17 certified or uncertified copy of the same birth certificate issued at the same time.

18 ***-1460/4.4* SECTION 1506.** 69.22 (1) (c) of the statutes, as affected by 2007
19 Wisconsin Act 20, section 1918L, and 2009 Wisconsin Act (this act), is repealed
20 and recreated to read:

21 69.22 (1) (c) Twenty-two dollars for issuing an uncertified copy of a birth
22 certificate or a certified copy of a birth certificate, and \$5 for issuing any additional
23 certified or uncertified copy of the same birth certificate issued at the same time.

****NOTE: This is reconciled s. 69.22 (1) (c). This SECTION has been affected by drafts
with the following LRB numbers: -1460/3 and -0401/2.

1 ***-0401/3.3* SECTION 1507.** 69.22 (1) (d) of the statutes, as affected by 2007
2 Wisconsin Act 20, Section 1918n, is amended to read:

3 69.22 (1) (d) In addition to other fees under this subchapter, \$10 \$20 for
4 expedited service in issuing a vital record.

5 ***-0401/3.4* SECTION 1508.** 69.22 (1m) of the statutes, as affected by 2007
6 Wisconsin Act 20, is amended to read:

7 69.22 (1m) The state registrar and any local registrar acting under this
8 subchapter shall, for each copy of a birth certificate for which a fee under sub. (1) (c)
9 is charged that is issued during a calendar quarter, forward to the secretary of
10 administration for deposit in the ~~appropriations~~ appropriation accounts under s.
11 20.433 (1) (g) and (h) ~~the amounts specified in sub. (1) (e) \$7~~ by the 15th day of the
12 first month following the end of the calendar quarter.

13 ***-1460/4.5* SECTION 1509.** 69.22 (1p) (c) of the statutes is amended to read:
14 69.22 (1p) (c) For any copy of a birth certificate that is issued before July 1,
15 2010, for which a fee of \$20 \$22 under sub. (1) (c) is charged, \$8.

16 ***-0401/3.5* SECTION 1510.** 69.22 (1q) of the statutes is created to read:
17 69.22 (1q) The state registrar and any local registrar acting under this
18 subchapter shall forward to the secretary of administration for deposit in the
19 appropriation account under s. 20.435 (1) (gm) all of the following:

20 (a) For any certified copy of a vital record for which a fee of \$20 under sub. (1)
21 (a) is charged, \$13.

22 (b) For any uncertified copy of a vital record for which a fee of \$20 under sub.
23 (1) (b) is charged, \$13.

24 (c) For any copy of a birth certificate for which a fee of \$20 under sub. (1) (c) is
25 charged, \$8.

1 (d) For expedited service in issuing a vital record, \$10.

2 ***-1460/4.6* SECTION 1511.** 69.22 (5) (b) 2. of the statutes is amended to read:

3 69.22 (5) (b) 2. The filing of a birth certificate under s. 69.14 (2) (b) 5. The fee
4 under this subdivision includes the search for the birth certificate and the first copy
5 of the certificate except that the state registrar shall add to the \$20 fee, ~~the \$5 fee~~
6 ~~required under sub. (1) (c).~~

7 ***-0379/P2.2* SECTION 1512.** 70.05 (5) (a) 3. of the statutes is amended to read:

8 70.05 (5) (a) 3. "Major class of property" means any class of property that
9 includes more than 5% 10 percent of the full value of the taxation district.

10 ***-0379/P2.3* SECTION 1513.** 70.05 (5) (d) of the statutes is amended to read:

11 70.05 (5) (d) If the department of revenue determines that the assessed value
12 of each major class of property of a taxation district, including 1st class cities, has not
13 been established within 10% of the full value of the same major class of property
14 during the same year at least once during the 4-year period consisting of the current
15 year and the 3 preceding years, the department shall notify the clerk of the taxation
16 district of its intention to proceed under par. ~~(f)~~ (em) if the taxation district's assessed
17 value of each major class of property for the subsequent year is not within 10% of the
18 full value of the same major class of property. The department's notice shall be in
19 writing and mailed to the clerk of the taxation district on or before November 1 of the
20 year of the determination.

21 ***-0379/P2.4* SECTION 1514.** 70.05 (5) (em) of the statutes is created to read:

22 70.05 (5) (em) If, in the year after the year in which the taxation district clerk
23 receives notice from the department of revenue under par. (d), the department
24 determines that the assessed value of each major class of property of a taxation
25 district, including 1st class cities, is not within 10 percent of the full value of the same

1 major class of property, the department shall order special supervision under s. 70.75
2 (3) for that taxation district for the succeeding year's assessment. The order shall
3 be in writing and the department shall mail it to the taxation district clerk on or
4 before November 1 of the year of the determination.

5 ***-0379/P2.5* SECTION 1515.** 70.05 (5) (f) of the statutes is repealed.

6 ***-0379/P2.6* SECTION 1516.** 70.05 (5) (g) of the statutes is repealed.

7 ***-1139/2.13* SECTION 1517.** 70.11 (2) of the statutes is amended to read:

8 **70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.**

9 Property owned by any county, city, village, town, school district, technical college
10 district, public inland lake protection and rehabilitation district, metropolitan
11 sewerage district, municipal water district created under s. 198.22, joint local water
12 authority created under s. 66.0823, transit authority created under s. 66.1039,
13 long-term care district under s. 46.2895 or town sanitary district; lands belonging
14 to cities of any other state used for public parks; land tax-deeded to any county or
15 city before January 2; but any residence located upon property owned by the county
16 for park purposes that is rented out by the county for a nonpark purpose shall not
17 be exempt from taxation. Except as to land acquired under s. 59.84 (2) (d), this
18 exemption shall not apply to land conveyed after August 17, 1961, to any such
19 governmental unit or for its benefit while the grantor or others for his or her benefit
20 are permitted to occupy the land or part thereof in consideration for the conveyance.
21 Leasing the property exempt under this subsection, regardless of the lessee and the
22 use of the leasehold income, does not render that property taxable.

23 ***-1573/1.2* SECTION 1518.** 70.11 (27m) of the statutes is created to read:

24 **70.11 (27m) RESEARCH MACHINERY AND EQUIPMENT.** (a) In this subsection:

1 1. "Biotechnology" means the application of biotechnologies, including
2 recombinant deoxyribonucleic acid techniques, biochemistry, molecular and cellular
3 biology, genetics, genetic engineering, biological cell fusion, and other bioprocesses,
4 that use living organisms or parts of an organism to produce or modify products to
5 improve plants or animals or improve animal health, develop microorganisms for
6 specific uses, identify targets for small molecule pharmaceutical development, or
7 transform biological systems into useful processes and products.

8 2. "Machinery" has the meaning given in sub. (27) (a) 2.

9 3. "Manufacturing" has the meaning given in sub. (27) (a) 3.

10 4. "Primarily" means more than 50 percent.

11 5. "Qualified research" means qualified research as defined under section 41
12 (d) (1) of the Internal Revenue Code.

13 6. "Used exclusively" has the meaning given in sub. (27) (a) 8.

14 (b) If the owner of the property fulfills the requirements under s. 70.35,
15 machinery and equipment, including attachments, parts, and accessories, used by
16 persons who are engaged primarily in manufacturing or biotechnology in this state
17 and are used exclusively and directly in qualified research.

18 *-1382/P5.37* **SECTION 1519.** 70.11 (41s) of the statutes is created to read:

19 70.11 (41s) **WISCONSIN QUALITY HOME CARE AUTHORITY.** All property owned by
20 the Wisconsin Quality Home Care Authority, provided that use of the property is
21 primarily related to the purposes of the authority.

22 *-1573/1.3* **SECTION 1520.** 70.111 (27) of the statutes is created to read:

23 70.111 (27) **RESEARCH PROPERTY.** (a) In this subsection:

24 1. "Biotechnology" means the application of biotechnologies, including
25 recombinant deoxyribonucleic acid techniques, biochemistry, molecular and cellular

1 biology, genetics, genetic engineering, biological cell fusion, and other bioprocesses,
2 that use living organisms or parts of an organism to produce or modify products to
3 improve plants or animals or improve animal health, develop microorganisms for
4 specific uses, identify targets for small molecule pharmaceutical development, or
5 transform biological systems into useful processes and products.

6 2. "Manufacturing" has the meaning given in s. 70.11 (27) (a) 3.

7 3. "Primarily" means more than 50 percent.

8 4. "Qualified research" means qualified research as defined under section 41
9 (d) (1) of the Internal Revenue Code.

10 5. "Used exclusively" has the meaning given in s. 70.11 (27) (a) 8.

11 (b) If the owner of the property fulfills the requirements under s. 70.35, tangible
12 personal property used by persons who are engaged primarily in manufacturing or
13 biotechnology in this state, if the tangible personal property is consumed or
14 destroyed or loses its identity while being used exclusively and directly in qualified
15 research.

16 *-1548/P2.1* SECTION 1521. 70.119 (3) (b) of the statutes is amended to read:

17 70.119 (3) (b) "Department" means the department of ~~administration~~ revenue.

18 *-1573/1.4* SECTION 1522. 70.35 (1) of the statutes is amended to read:

19 70.35 (1) To determine the amount and value of any personal property for
20 which any person, firm or corporation should be assessed, any assessor may examine
21 such person or the managing agent or officer of any firm or corporation under oath
22 as to all such items of personal property, the taxable value thereof as defined in s.
23 70.34 if the property is taxable and the fair market value if the property is exempt
24 under s. 70.11 (27m), (39), or (39m) or 70.111 (27). In the alternative the assessor may
25 require such person, firm or corporation to submit a return of such personal property

1 and of the taxable value thereof. There shall be annexed to such return the
2 declaration of such person or of the managing agent or officer of such firm or
3 corporation that the statements therein contained are true.

4 ***-1573/1.5* SECTION 1523.** 70.35 (2) of the statutes is amended to read:

5 70.35 (2) The return shall be made and all the information therein requested
6 given by such person on a form prescribed by the assessor with the approval of the
7 department of revenue which shall provide suitable schedules for such information
8 bearing on value as the department deems necessary to enable the assessor to
9 determine the true cash value of the taxable personal property, and of the personal
10 property that is exempt under ~~s. ss.~~ ss. 70.11 (27m), (39), and (39m) and 70.111 (27), that
11 is owned or in the possession of such person on January 1 as provided in s. 70.10.
12 The return may contain methods of deriving assessable values from book values and
13 for the conversion of book values to present values, and a statement as to the
14 accounting method used. No person shall be required to take detailed physical
15 inventory for the purpose of making the return required by this section.

16 ***-1573/1.6* SECTION 1524.** 70.36 (1m) of the statutes is amended to read:

17 70.36 (1m) Any person, firm or corporation that fails to include information on
18 property that is exempt under ~~s. ss.~~ ss. 70.11 (27m), (39), and (39m) and 70.111 (27) on
19 the report under s. 70.35 shall forfeit \$10 for every \$100 or major fraction thereof that
20 is not reported.

21 ***-1573/1.7* SECTION 1525.** 70.995 (12r) of the statutes is amended to read:

22 70.995 (12r) The department of revenue shall calculate the value of property
23 that is used in manufacturing, as defined in this section, and that is exempt under
24 ~~s. ss.~~ ss. 70.11 (27m), (39), and (39m) and 70.111 (27).

25 ***-1217/P1.1* SECTION 1526.** 71.01 (1ap) of the statutes is created to read:

1 71.01 (1ap) "Air carrier" means a person who provides or offers to provide air
2 transportation and who has control over the operational functions performed in
3 providing that transportation.

4 *-1211/P5.1* SECTION 1527. 71.01 (6) (n) of the statutes is repealed.

5 *-1211/P5.2* SECTION 1528. 71.01 (6) (o) of the statutes is amended to read:

6 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before
7 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear
8 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
9 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
10 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
11 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
12 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and
13 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16,
14 P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301
15 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358,
16 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
17 excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections
18 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections
19 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7,
20 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
21 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
23 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
24 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172,
25 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as

1 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
2 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
3 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
4 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
5 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
6 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
9 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
10 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
11 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
12 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
13 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
14 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L.
15 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
16 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,
17 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,
18 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
19 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844
20 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L.
21 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L.
22 110-458. The Internal Revenue Code applies for Wisconsin purposes at the same
23 time as for federal purposes. Amendments to the federal Internal Revenue Code
24 enacted after December 31, 1999, do not apply to this paragraph with respect to
25 taxable years beginning after December 31, 1999, and before January 1, 2003,

1 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.
2 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
3 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
4 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
5 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
6 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
7 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,
8 P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
9 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
10 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
11 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
12 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
13 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and
14 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172,
15 and P.L. 110-458, and changes that indirectly affect the provisions applicable to this
16 subchapter made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
17 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
18 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),
19 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.
20 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding
21 section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,
22 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,
23 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
24 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
25 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201

1 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
2 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
3 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172,
4 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for
5 Wisconsin purposes at the same time as for federal purposes.

6 ***-1211/P5.3* SECTION 1529.** 71.01 (6) (p) of the statutes is amended to read:

7 71.01 (6) (p) For taxable years that begin after December 31, 2002, and before
8 January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear
9 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
10 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,
11 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
12 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
13 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
14 431 of P.L. 107-16, and sections 101 and 301 (a) of P.L. 107-147, and as amended by
15 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
16 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.
17 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
18 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,
19 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7,
20 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
21 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
23 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
24 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172,
25 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as

1 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
2 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
3 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
4 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
5 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
6 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
9 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
10 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
11 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.
12 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
13 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,
14 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
15 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
16 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
17 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
18 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
19 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
20 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
21 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and
22 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172,
23 and P.L. 110-458. The Internal Revenue Code applies for Wisconsin purposes at the
24 same time as for federal purposes. Amendments to the federal Internal Revenue
25 Code enacted after December 31, 2002, do not apply to this paragraph with respect

1 to taxable years beginning after December 31, 2002, and before January 1, 2004,
2 except that changes to the Internal Revenue Code made by P.L. 108-27, excluding
3 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
4 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
5 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
6 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
7 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding
8 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
9 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.
11 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding
12 sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section
13 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly
14 affect the provisions applicable to this subchapter made by P.L. 108-27, excluding
15 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
16 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
17 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
18 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
19 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding
20 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
21 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.
23 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding
24 sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section

1 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes
2 at the same time as for federal purposes.

3 ***-1211/P5.4* SECTION 1530.** 71.01 (6) (q) of the statutes is amended to read:

4 71.01 (6) (q) For taxable years that begin after December 31, 2003, and before
5 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear
6 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
7 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,
8 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
9 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
10 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
11 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and
12 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and
13 as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,
14 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,
15 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.
16 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,
17 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding
18 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
19 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.
20 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
21 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172,
22 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as
23 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
24 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
25 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.

1 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
2 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
3 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
4 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
5 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
6 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
7 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
8 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.
9 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
10 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,
11 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
13 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
14 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
15 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
16 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
17 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
18 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811
19 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235
20 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and
21 P.L. 110-458. The Internal Revenue Code applies for Wisconsin purposes at the same
22 time as for federal purposes. Amendments to the federal Internal Revenue Code
23 enacted after December 31, 2003, do not apply to this paragraph with respect to
24 taxable years beginning after December 31, 2003, and before January 1, 2005,
25 except that changes to the Internal Revenue Code made by P.L. 108-203, P.L.

SECTION 1530

1 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
2 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
3 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,
4 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,
5 and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
6 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280,
8 excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212,
9 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and
10 (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly affect the
11 provisions applicable to this subchapter made by P.L. 108-203, P.L. 108-218, P.L.
12 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L.
13 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
14 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding
15 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
16 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
18 (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding
19 sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221,
20 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of
21 P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes at the same time as for
22 federal purposes.

23 ***-1211/P5.5* SECTION 1531.** 71.01 (6) (r) of the statutes is amended to read:

24 71.01 (6) (r) For taxable years that begin after December 31, 2004, and before
25 January 1, 2006, for natural persons and fiduciaries, except fiduciaries of nuclear

1 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
2 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,
3 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
4 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
5 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
6 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
7 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
8 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211, 242, 244, 336,
9 337, 422, 847, 909, and 910 of P.L. 108-357, and as amendeded by P.L. 109-7, P.L.
10 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
11 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.
12 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
13 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.
14 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
15 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
16 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
17 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
18 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
19 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as indirectly affected
20 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
21 P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding
22 sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66,
23 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
24 P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188,
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.

1 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
2 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
3 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.
4 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections
5 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.
6 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
7 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
8 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
9 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
10 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,
11 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,
12 and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
13 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
14 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding
15 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.
16 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding
17 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
18 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections
19 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e),
20 and (g) of P.L. 110-172, and P.L. 110-458. The Internal Revenue Code applies for
21 Wisconsin purposes at the same time as for federal purposes. Amendments to the
22 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this
23 paragraph with respect to taxable years beginning after December 31, 2004, and
24 before January 1, 2006, except that changes to the Internal Revenue Code made by
25 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
2 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,
4 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
5 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
6 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
7 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
8 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
9 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and changes that
10 indirectly affect the provisions applicable to this subchapter made by P.L. 109-7, P.L.
11 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
12 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.
13 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
14 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.
15 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
16 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
17 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
18 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
19 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
20 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin
21 purposes at the same time as for federal purposes.

22 ***-1211/P5.6* SECTION 1532.** 71.01 (6) (s) of the statutes is amended to read:

23 71.01 (6) (s) For taxable years that begin after December 31, 2005, and before
24 January 1, 2007, for natural persons and fiduciaries, except fiduciaries of nuclear
25 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal

1 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,
2 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
3 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
4 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
5 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
6 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
7 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
8 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,
9 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of
10 P.L. 109-59, section 301 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates
11 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as
12 amended by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.
13 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
14 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120,
15 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L.
16 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141,
17 P.L. 110-142, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and
18 P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647,
19 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508,
20 P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
21 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
22 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
23 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
24 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
25 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.

1 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
2 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
3 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.
4 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections
5 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201
6 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
7 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,
8 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.
9 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,
10 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding
11 section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
12 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding
14 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.
15 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding
16 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
17 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections
18 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172,
19 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458. The Internal
20 Revenue Code applies for Wisconsin purposes at the same time as for federal
21 purposes. Amendments to the federal Internal Revenue Code enacted after
22 December 31, 2005, do not apply to this paragraph with respect to taxable years
23 beginning after December 31, 2005, and before January 1, 2007, except that changes
24 to the Internal Revenue Code made by P.L. 109-222, excluding sections 101, 207,
25 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding

1 sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding sections 101, 104, 108,
2 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417,
3 and 425 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235
4 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172, excluding section 11 (b), (e),
5 and (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly affect the
6 provisions applicable to this subchapter made by P.L. 109-222, excluding sections
7 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,
8 excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding sections 101,
9 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401,
10 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233,
11 and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172, excluding section
12 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes
13 at the same time as for federal purposes.

14 ***-1211/P5.7* SECTION 1533.** 71.01 (6) (t) of the statutes is amended to read:

15 71.01 (6) (t) For taxable years that begin after December 31, 2006, and before
16 January 1, 2008, for natural persons and fiduciaries, except fiduciaries of nuclear
17 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
18 Internal Revenue Code as amended to December 31, 2006, excluding sections 103,
19 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
20 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
21 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
22 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
23 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
24 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
25 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,

1 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of
2 P.L. 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101,
4 207, 209, 503, 512, and 513 of P.L. 109-222, sections 811 and 844 of P.L. 109-280, and
5 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
6 305, 307, 401, 404, 417, and 425 of P.L. 109-432, and as amendeded by P.L. 110-28,
7 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L.
8 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
9 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L.
10 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289,
11 excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding sections
12 301 and 302 of division A, sections 109, 116, 201, 208, 209, 210, 303, 306, 308, and
13 401 of division B, and sections 202, 203, 303, 304, 305, 306, 307, 311, 312, 315, 317,
14 318, 321, 322, 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N
15 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
16 P.L. 110-343, and P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L.
17 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
18 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and
19 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
20 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
21 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections
22 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
23 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
24 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
25 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.

1 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)
2 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
3 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
4 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
5 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
7 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
8 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
9 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding
10 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
11 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.
12 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.
13 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
14 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120,
15 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L.
16 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141,
17 P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
18 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L.
19 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289,
20 excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding sections
21 301 and 302 of division A, sections 109, 116, 201, 208, 209, 210, 303, 306, 308, and
22 401 of division B, and sections 202, 203, 303, 304, 305, 306, 307, 311, 312, 315, 317,
23 318, 321, 322, 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N
24 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
25 P.L. 110-343, and P.L. 110-458. The Internal Revenue Code applies for Wisconsin

1 purposes at the same time as for federal purposes. Amendments to the federal
2 Internal Revenue Code enacted after December 31, 2006, do not apply to this
3 paragraph with respect to taxable years beginning after December 31, 2006, and
4 before January 1, 2008, except that changes to the Internal Revenue Code made by
5 P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L.
6 110-141, P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and
7 (g) of P.L. 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and
8 (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L.
9 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding
10 sections 301 and 302 of division A, sections 109, 116, 201, 208, 209, 210, 303, 306, 308,
11 and 401 of division B, and sections 202, 203, 303, 304, 305, 306, 307, 311, 312, 315,
12 317, 318, 321, 322, 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N
13 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
14 P.L. 110-343, and P.L. 110-458, and changes that indirectly affect the provisions
15 applicable to this subchapter made by P.L. 110-28, excluding sections 8212, 8221,
16 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L.
17 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, P.L. 110-234, excluding
18 sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding
19 sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082
20 of P.L. 110-289, P.L. 110-343, excluding sections 301 and 302 of division A, sections
21 109, 116, 201, 208, 209, 210, 303, 306, 308, and 401 of division B, and sections 202,
22 203, 303, 304, 305, 306, 307, 311, 312, 315, 317, 318, 321, 322, 323, 324, 502, 505, 512,
23 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal Revenue Code, 702 (d)
24 (6), 707, 708, 710, and 711 of division C of P.L. 110-343, and P.L. 110-458, apply for
25 Wisconsin purposes at the same time as for federal purposes.

****NOTE: This is reconciled s.71.01 (6) (t). This SECTION has been affected by drafts with the following LRB numbers: 1211/P3 and 1214/P2.

***-1211/P5.8* SECTION 1534.** 71.01 (6) (u) of the statutes is created to read:

71.01 (6) (u) For taxable years that begin after December 31, 2007, and before January 1, 2009, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, and 513 of P.L. 109-222, section 844 of P.L. 109-280, sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-140, and section 11 (b), (e), and (g) of P.L. 110-172, and as amendeded by P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding sections 301 and 302 of division A, sections 109, 116, 201, 208, 209, 210, 303, 306, 308,

1 and 401 of division B of P.L. 110-343, and sections 202, 203 as it relates to taxable
2 years beginning in 2008, 303, 304, 305, 306, 307, 311, 312, 315, 317, 318, 321, 322,
3 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal
4 Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, P.L.
5 110-351, and P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L. 100-203,
6 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280,
7 P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
8 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
9 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
10 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202
11 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
12 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.
13 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,
14 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.
15 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L.
16 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
17 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
18 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
19 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
20 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
21 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
22 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
23 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding
24 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
25 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.

1 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, and 513 of P.L.
2 109-222, P.L. 109-227, P.L. 109-280, excluding section 844 of P.L. 109-280, P.L.
3 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
4 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
5 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L.
6 110-142, P.L. 110-166, and P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
7 110-172. The Internal Revenue Code applies for Wisconsin purposes at the same
8 time as for federal purposes. Amendments to the federal Internal Revenue Code
9 enacted after December 31, 2007, do not apply to this paragraph with respect to
10 taxable years beginning after December 31, 2007, and before January 1, 2009,
11 except that changes to the Internal Revenue Code made by P.L. 110-234, excluding
12 sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding
13 sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082
14 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding sections 301 and 302 of
15 division A, sections 109, 116, 201, 208, 209, 210, 303, 306, 308, and 401 of division
16 B of P.L. 110-343, and sections 202, 203 as it relates to taxable years beginning in
17 2008, 303, 304, 305, 306, 307, 311, 312, 315, 317, 318, 321, 322, 323, 324, 502, 505,
18 512, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal Revenue Code,
19 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, P.L. 110-351, and P.L.
20 110-458, and changes that indirectly affect the provisions applicable to this
21 subchapter made by 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and
22 (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L.
23 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-317, P.L.
24 110-343, excluding sections 301 and 302 of division A, sections 109, 116, 201, 208,
25 209, 210, 303, 306, 308, and 401 of division B of P.L. 110-343, and sections 202, 203

1 as it relates to taxable years beginning in 2008, 303, 304, 305, 306, 307, 311, 312, 315,
2 317, 318, 321, 322, 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N
3 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
4 P.L. 110-343, P.L. 110-351, and P.L. 110-458, apply for Wisconsin purposes at the
5 same time as for federal purposes.

***NOTE: This is reconciled s.71.01 (6) (u). This SECTION has been affected by drafts
with the following LRB numbers: 1211/P3 and 1214/P2.

6 ***-1211/P5.9* SECTION 1535.** 71.01 (6) (um) of the statutes is created to read:
7 71.01 (6) (um) For taxable years that begin after December 31, 2008, for
8 natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust
9 or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code
10 as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.
11 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,
13 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
14 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and
15 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403
16 (a) of P.L. 108-311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
17 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
18 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section
19 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
20 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, and 513
21 of P.L. 109-222, section 844 of P.L. 109-280, sections 101, 104, 108, 109, 112, 113, 116,
22 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L.
23 109-432, sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-140, section

1 11 (b), (e), and (g) of P.L. 110-172, P.L. 110-185, sections 15344 and 15345 (a) (1) to
2 (3) and (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L.
3 110-245, sections 3081 and 3082 of P.L. 110-289, sections 301 and 302 of division A
4 of P.L. 110-343, sections 109, 116, 201, 208, 209, 210, 303, 306, 308, and 401 of
5 division B of P.L. 110-343, and sections 202, 303, 304, 305, 306, 307, 311, 312, 315,
6 317, 318, 321, 322, 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N
7 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
8 P.L. 110-343, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647,
9 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508,
10 P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
11 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
12 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
13 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
14 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
15 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
16 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
17 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
18 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.
19 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections
20 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201
21 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections
22 sections 301 and 302 of division A of P.L. 110-343, sections 109, 116, 201, 208, 209,
23 210, 303, 306, 308, and 401 of division B of P.L. 110-343, and sections 202, 303, 304,
24 305, 306, 307, 311, 312, 315, 317, 318, 321, 322, 323, 324, 502, 505, 512, 306, 308, 316,
25 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 102, 201, 211,

1 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476,
2 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
3 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146
4 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,
5 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
6 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections
7 101, 207, 209, 503, and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280, excluding
8 section 844 of P.L. 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112,
9 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425
10 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L.
11 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11
12 (b), (e), and (g) of P.L. 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a)
13 (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L.
14 110-245, P.L. 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L.
15 110-317, P.L. 110-343, excluding sections 301 and 302 of division A of P.L. 110-343,
16 sections 109, 116, 201, 208, 209, 210, 303, 306, 308, and 401 of division B of P.L.
17 110-343, and sections 202, 303, 304, 305, 306, 307, 311, 312, 315, 317, 318, 321, 322,
18 323, 324, 502, 505, 512, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal
19 Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, P.L.
20 110-351, and P.L. 110-458, The Internal Revenue Code applies for Wisconsin
21 purposes at the same time as for federal purposes. Amendments to the federal
22 Internal Revenue Code enacted after December 31, 2008, do not apply to this
23 paragraph with respect to taxable years beginning after December 31, 2008.

****NOTE: This is reconciled s.71.01 (6) (um). This SECTION has been affected by
drafts with the following LRB numbers: 1211/P3 and 1214/P2.

1 ***-1319/2.1* SECTION 1536.** 71.01 (13) of the statutes is amended to read:

2 71.01 (13) "Wisconsin adjusted gross income" means federal adjusted gross
3 income, with the modifications prescribed in s. 71.05 (6) to (12), (19) ~~and~~, (20), and
4 (24).

5 ***-1239/2.1* SECTION 1537.** 71.03 (7) (f) of the statutes is created to read:

6 71.03 (7) (f) For taxable years beginning after December 31, 2008, for persons
7 who qualify for a federal extension of time to file under 26 USC 7508A due to a
8 presidentially declared disaster or terroristic or military action.

9 ***-2075/P1*SECTION 1538.** 71.04 (7) (a) of the statutes is amended to read:

10 71.04 (7) (a) The sales factor is a fraction, the numerator of which is the total
11 sales of the taxpayer in this state during the tax period, and the denominator of
12 which is the total sales of the taxpayer everywhere during the tax period. For sales
13 of tangible personal property, the numerator of the sales factor is the sales of the
14 taxpayer during the tax period under par. (b) 1. and 2. plus 50% 100 percent of the
15 sales of the taxpayer during the tax period under pars. (b) 2m. and 3. and (c).

16 ***-2075/P1*SECTION 1539.** 71.04 (7) (df) 3. of the statutes is amended to read:

17 71.04 (7) (df) 3. If the taxpayer is not subject to income tax in the state in which
18 the gross receipts are considered received under this paragraph, but the taxpayer's
19 commercial domicile is in this state, ~~50~~ 100 percent of those gross receipts shall be
20 included in the numerator of the sales factor.

21 ***-2075/P1*SECTION 1540.** 71.04 (7) (dh) 4. of the statutes is amended to read:

22 71.04 (7) (dh) 4. If the taxpayer is not subject to income tax in the state in which
23 the benefit of the service is received, the benefit of the service is received in this state
24 to the extent that the taxpayer's employees or representatives performed services
25 from a location in this state. ~~Fifty~~ One hundred percent of the taxpayer's receipts

1 that are considered received in this state under this paragraph shall be included in
2 the numerator of the sales factor.

3 ***-1280/2.2* SECTION 1541.** 71.05 (6) (a) 15. of the statutes is amended to read:

4 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),
5 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3s),
6 (3t), (3w), (5e), (5f), (5h), (5i), (5j), and (5k), and (8r) and not passed through by a
7 partnership, limited liability company, or tax-option corporation that has added that
8 amount to the partnership's, company's, or tax-option corporation's income under s.
9 71.21 (4) or 71.34 (1k) (g).

10 ***-1211/P5.10* SECTION 1542.** 71.05 (6) (a) 21. of the statutes is amended to
11 read:

12 71.05 (6) (a) 21. Any For taxable years beginning after December 31, 2007, and
13 before January 1, 2009, any amount deducted as income attributable to domestic
14 production activities under section 199 of the Internal Revenue Code if the
15 individual claiming the deduction is a nonresident or part-year resident of this state
16 and if the domestic production activities income is not attributable to a trade or
17 business that is taxable by this state.

18 ***-1211/P5.11* SECTION 1543.** 71.05 (6) (a) 22. of the statutes is amended to
19 read:

20 71.05 (6) (a) 22. If For taxable years beginning after December 31, 2007, and
21 before January 1, 2009, if an individual is a nonresident or part-year resident of this
22 state and a portion of the amount the individual deducted as income attributable to
23 domestic production activities under section 199 of the Internal Revenue Code is
24 attributable to a trade or business that is taxable by this state, the amount deducted
25 under section 199 for federal income tax purposes and in excess of that amount,

1 multiplied by a fraction, the numerator of which is the individual's net earnings from
2 the trade or business that is taxable by this state and the denominator of which is
3 the individual's total net earnings from the trade or business to which the deduction
4 under section 199 of the Internal Revenue Code applies.

5 ***-1240/4.1* SECTION 1544.** 71.05 (6) (b) 9. of the statutes is amended to read:

6 71.05 (6) (b) 9. On assets held more than one year and on all assets acquired
7 from a decedent, ~~60%~~ 40 percent of the capital gain as computed under the internal
8 revenue code, not including capital gains for which the federal tax treatment is
9 determined under section 406 of P.L. 99-514; not including amounts treated as
10 ordinary income for federal income tax purposes because of the recapture of
11 depreciation or any other reason; and not including amounts treated as capital gain
12 for federal income tax purposes from the sale or exchange of a lottery prize. For
13 purposes of this subdivision, the capital gains and capital losses for all assets shall
14 be netted before application of the percentage.

15 ***-1319/2.2* SECTION 1545.** 71.05 (24) of the statutes is created to read:

16 71.05 (24) INCOME TAX DEFERRAL; LONG-TERM CAPITAL ASSETS. (a) In this
17 subsection:

18 1. "Claimant" means an individual; an individual partner or member of a
19 partnership, limited liability company, or limited liability partnership; or an
20 individual shareholder of a tax-option corporation.

21 2. "Financial institution" has the meaning given in s. 69.30 (1) (b).

22 3. "Long-term capital gain" means the gain realized from the sale of any capital
23 asset held more than one year that is treated as a long-term gain under the Internal
24 Revenue Code.

1 4. "Qualified new business venture" means a business certified by the
2 department of commerce under s. 560.208.

3 (b) For taxable years beginning after December 31, 2010, a claimant may
4 subtract from federal adjusted gross income any amount, up to \$10,000,000, of a
5 long-term capital gain if the claimant does all of the following:

6 1. Deposits the gain into a segregated account in a financial institution.

7 2. Within 180 days after the sale of the asset that generated the gain, invests
8 all of the proceeds in the account described under subd. 1. in a qualified new business
9 venture.

10 3. After making the investment as described under subd. 2., notifies the
11 department, on a form prepared by the department, that the claimant will not
12 declare on the claimant's income tax return the gain described under subd. 1. because
13 the claimant has reinvested the capital gain as described under subd. 2. The form
14 shall be sent to the department along with the claimant's income tax return for the
15 year to which the claim relates.

16 (c) The basis of the investment described in par. (b) 2. shall be calculated by
17 subtracting the gain described in par. (b) 1. from the amount of the investment
18 described in par. (b) 2.

19 (d) If a claimant defers the payment of income taxes on a capital gain under this
20 subsection, the claimant may not use the gain described under par. (b) 1. to net
21 capital gains and losses, as described under sub. (10) (c).

22 *-1675/5.1* SECTION 1546. 71.06 (1p) (d) of the statutes is amended to read:

23 71.06 (1p) (d) On all taxable income exceeding \$112,500 but not exceeding
24 \$225,000, 6.75%.

25 *-1675/5.2* SECTION 1547. 71.06 (1p) (e) of the statutes is created to read:

1 71.06 (1p) (e) On all taxable income exceeding \$225,000, 7.75 percent.

2 *-1675/5.3* SECTION 1548. 71.06 (2) (g) 4. of the statutes is amended to read:

3 71.06 (2) (g) 4. On all taxable income exceeding \$150,000 but not exceeding
4 \$300,000, 6.75%.

5 *-1675/5.4* SECTION 1549. 71.06 (2) (g) 5. of the statutes is created to read:

6 71.06 (2) (g) 5. On all taxable income exceeding \$300,000, 7.75 percent.

7 *-1675/5.5* SECTION 1550. 71.06 (2) (h) 4. of the statutes is amended to read:

8 71.06 (2) (h) 4. On all taxable income exceeding \$75,000 but not exceeding
9 \$150,000, 6.75%.

10 *-1675/5.6* SECTION 1551. 71.06 (2) (h) 5. of the statutes is created to read:

11 71.06 (2) (h) 5. On all taxable income exceeding \$150,000, 7.75 percent.

12 *-1675/5.7* SECTION 1552. 71.06 (2e) of the statutes is renumbered 71.06 (2e)
13 (a) and amended to read:

14 71.06 (2e) (a) For taxable years beginning after December 31, 1998, and before
15 January 1, 2000, the maximum dollar amount in each tax bracket, and the
16 corresponding minimum dollar amount in the next bracket, under subs. (1m) and (2)
17 (c) and (d), and for taxable years beginning after December 31, 1999, the maximum
18 dollar amount in each tax bracket, and the corresponding minimum dollar amount
19 in the next bracket, under subs. (1n), (1p) (a) to (c), and (2) (e), (f), (g) 1. to 3., and (h)
20 1. to 3., shall be increased each year by a percentage equal to the percentage change
21 between the U.S. consumer price index for all urban consumers, U.S. city average,
22 for the month of August of the previous year and the U.S. consumer price index for
23 all urban consumers, U.S. city average, for the month of August 1997, as determined
24 by the federal department of labor, except that for taxable years beginning after
25 December 31, 2000, and before January 1, 2002, the dollar amount in the top bracket

1 under subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall be increased by a
2 percentage equal to the percentage change between the U.S. consumer price index
3 for all urban consumers, U.S. city average, for the month of August of the previous
4 year and the U.S. consumer price index for all urban consumers, U.S. city average,
5 for the month of August 1999, as determined by the federal department of labor.
6 Each amount that is revised under this subsection paragraph shall be rounded to the
7 nearest multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised
8 amount is a multiple of \$5, such an amount shall be increased to the next higher
9 multiple of \$10. The department of revenue shall annually adjust the changes in
10 dollar amounts required under this subsection paragraph and incorporate the
11 changes into the income tax forms and instructions.

12 ***-1675/5.8* SECTION 1553.** 71.06 (2e) (b) of the statutes is created to read:

13 71.06 (2e) (b) For taxable years beginning after December 31, 2009, the
14 maximum dollar amount in each tax bracket, and the corresponding minimum dollar
15 amount in the next bracket, under subs. (1p) (d) and (2) (g) 4. and (h) 4., and the dollar
16 amount in the top bracket under subs. (1p) (e) and (2) (g) 5. and (h) 5., shall be
17 increased each year by a percentage equal to the percentage change between the U.S.
18 consumer price index for all urban consumers, U.S. city average, for the month of
19 August of the previous year and the U.S. consumer price index for all urban
20 consumers, U.S. city average, for the month of August 2008, as determined by the
21 federal department of labor. Each amount that is revised under this paragraph shall
22 be rounded to the nearest multiple of \$10 if the revised amount is not a multiple of
23 \$10 or, if the revised amount is a multiple of \$5, such an amount shall be increased
24 to the next higher multiple of \$10. The department of revenue shall annually adjust

1 the changes in dollar amounts required under this paragraph and incorporate the
2 changes into the income tax forms and instructions.

3 ***-0284/P4.3* SECTION 1554.** 71.07 (2dy) of the statutes is created to read:

4 **71.07 (2dy) ECONOMIC DEVELOPMENT TAX CREDIT.** (a) *Definition.* In this
5 subsection, "claimant" means a person who files a claim under this subsection and
6 is certified under s. 560.701 (2) and authorized to claim tax benefits under s. 560.703.

7 (b) *Filing claims.* Subject to the limitations under this subsection and ss.
8 560.701 to 560.706, for taxable years beginning after December 31, 2008, a claimant
9 may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to the
10 amount of the tax, the amount authorized for the claimant under s. 560.703.

11 (c) *Limitations.* 1. No credit may be allowed under this subsection unless the
12 claimant includes with the claimant's return a copy of the claimant's certification
13 under s. 560.701 (2) and a copy of the claimant's notice of eligibility to receive tax
14 benefits under s. 560.703 (3).

15 2. Partnerships, limited liability companies, and tax-option corporations may
16 not claim the credit under this subsection, but the eligibility for, and the amount of,
17 the credit are based on their authorization to claim tax benefits under s. 560.703.
18 A partnership, limited liability company, or tax-option corporation shall compute
19 the amount of credit that each of its partners, members, or shareholders may claim
20 and shall provide that information to each of them. Partners, members of limited
21 liability companies, and shareholders of tax-option corporations may claim the
22 credit in proportion to their ownership interests.

23 (d) *Administration.* 1. Except as provided in subd. 2., s. 71.28 (4) (e) and (f),
24 as it applies to the credit under s. 71.28 (4), applies to the credit under this
25 subsection.

1 2. If a claimant's certification is revoked under s. 560.705, or if a claimant
2 becomes ineligible for tax benefits under s. 560.702, the claimant may not claim
3 credits under this subsection for the taxable year that includes the day on which the
4 certification is revoked; the taxable year that includes the day on which the claimant
5 becomes ineligible for tax benefits; or succeeding taxable years and the claimant may
6 not carry over unused credits from previous years to offset the tax imposed under s.
7 71.02 or 71.08 for the taxable year that includes the day on which certification is
8 revoked; the taxable year that includes the day on which the claimant becomes
9 ineligible for tax benefits; or succeeding taxable years.

10 3. Section 71.28 (4) (g) and (h), as it applies to the credit under s. 71.28 (4),
11 applies to the credit under this subsection.

12 ***-0203/2.20* SECTION 1555.** 71.07 (2fd) of the statutes is repealed.

13 ***-0203/2.21* SECTION 1556.** 71.07 (3m) (a) 1. (intro.) of the statutes is amended
14 to read:

15 71.07 (3m) (a) 1. (intro.) "Claimant" means an owner of ~~farmland~~, as defined
16 in s. 91.01 (9), 2007 stats., of farmland domiciled in this state during the entire year
17 for which a credit under this subsection is claimed, except as follows:

18 ***-0203/2.22* SECTION 1557.** 71.07 (3m) (a) 3. of the statutes is amended to
19 read:

20 71.07 (3m) (a) 3. "Farmland" means 35 or more acres of real property, exclusive
21 of improvements, in this state, in agricultural use, as defined in s. 91.01 (1), 2007
22 stats., and owned by the claimant or any member of the claimant's household during
23 the taxable year for which a credit under this subsection is claimed if the farm of
24 which the farmland is a part, during that year, produced not less than \$6,000 in gross
25 farm profits resulting from agricultural use, as defined in s. 91.01 (1), 2007 stats., or

1 if the farm of which the farmland is a part, during that year and the 2 years
2 immediately preceding that year, produced not less than \$18,000 in such profits, or
3 if at least 35 acres of the farmland, during all or part of that year, was enrolled in the
4 conservation reserve program under 16 USC 3831 to 3836.

5 ***-0203/2.23* SECTION 1558.** 71.07 (3m) (a) 4. of the statutes is amended to
6 read:

7 71.07 (3m) (a) 4. "Gross farm profits" means gross receipts, excluding rent,
8 from agricultural use, as defined in s. 91.01 (1), 2007 stats., including the fair market
9 value at the time of disposition of payments in kind for placing land in federal
10 programs or payments from the federal dairy termination program under 7 USC
11 1446 (d), less the cost or other basis of livestock or other items purchased for resale
12 which are sold or otherwise disposed of during the taxable year.

13 ***-0203/2.24* SECTION 1559.** 71.07 (3m) (e) of the statutes is created to read:
14 71.07 (3m) (e) *Sunset.* No new claim may be filed under this subsection for a
15 taxable year that begins after December 31, 2009.

16 ***-1117/P2.3* SECTION 1560.** 71.07 (3p) (a) 1m. of the statutes is created to read:
17 71.07 (3p) (a) 1m. "Dairy cooperative" means a business organized under ch.
18 185 or 193 for the purpose of obtaining or processing milk.

19 ***-1117/P2.4* SECTION 1561.** 71.07 (3p) (a) 3. (intro.) of the statutes is amended
20 to read:

21 71.07 (3p) (a) 3. (intro.) "Dairy manufacturing modernization or expansion"
22 means constructing, improving, or acquiring buildings or facilities, or acquiring
23 equipment, for dairy manufacturing, including the following, if used exclusively for
24 dairy manufacturing and if acquired and placed in service in this state during
25 taxable years that begin after December 31, 2006, and before January 1, 2015, or, in

1 the case of dairy cooperatives, if acquired and placed in service in this state during
2 taxable years that begin after December 31, 2008, and before January 1, 2017:

3 ***-1117/P2.5* SECTION 1562.** 71.07 (3p) (b) of the statutes is amended to read:

4 71.07 (3p) (b) *Filing claims.* Subject to the limitations provided in this
5 subsection and s. 560.207, except as provided in par. (c) 5., for taxable years
6 beginning after December 31, 2006, and before January 1, 2015, a claimant may
7 claim as a credit against the taxes imposed under s. 71.02 or 71.08, up to the amount
8 of the tax, an amount equal to 10 percent of the amount the claimant paid in the
9 taxable year for dairy manufacturing modernization or expansion related to the
10 claimant's dairy manufacturing operation.

11 ***-1117/P2.6* SECTION 1563.** 71.07 (3p) (c) 2m. b. of the statutes is amended to
12 read:

13 71.07 (3p) (c) 2m. b. The maximum amount of the credits that may be claimed
14 by all claimants, other than members of dairy cooperatives, under this subsection
15 and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008-09, and in each fiscal year
16 thereafter, is \$700,000, as allocated under s. 560.207.

17 ***-1117/P2.7* SECTION 1564.** 71.07 (3p) (c) 2m. bm. of the statutes is created
18 to read:

19 71.07 (3p) (c) 2m. bm. The maximum amount of the credits that may be claimed
20 by members of dairy cooperatives under this subsection and ss. 71.28 (3p) and 71.47
21 (3p) in fiscal year 2009-10 is \$600,000, as allocated under s. 560.207, and the
22 maximum amount of the credits that may be claimed by members of dairy
23 cooperatives under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year
24 2010-11, and in each fiscal year thereafter, is \$700,000, as allocated under s.
25 560.207.

1 ***-1117/P2.8* SECTION 1565.** 71.07 (3p) (c) 3. of the statutes is amended to read:

2 71.07 (3p) (c) 3. Partnerships, limited liability companies, and tax-option
3 corporations, and dairy cooperatives may not claim the credit under this subsection,
4 but the eligibility for, and the amount of, the credit are based on their payment of
5 expenses under par. (b), except that the aggregate amount of credits that the entity
6 may compute shall not exceed \$200,000 for each of the entity's dairy manufacturing
7 facilities. A partnership, limited liability company, ~~or~~ tax-option corporation, or
8 dairy cooperative shall compute the amount of credit that each of its partners,
9 members, or shareholders may claim and shall provide that information to each of
10 them. Partners, members of limited liability companies, and shareholders of
11 tax-option corporations may claim the credit in proportion to their ownership
12 interest. Members of a dairy cooperative may claim the credit in proportion to the
13 amount of milk that each member delivers to the dairy cooperative, as determined
14 by the dairy cooperative.

15 ***-1117/P2.9* SECTION 1566.** 71.07 (3p) (c) 5. of the statutes is created to read:

16 71.07 (3p) (c) 5. A claimant who is a member of a dairy cooperative may claim
17 the credit, based on amounts described under par. (b) that are paid by the dairy
18 cooperative, for taxable years beginning after December 31, 2008, and before
19 January 1, 2017.

20 ***-1117/P2.10* SECTION 1567.** 71.07 (3p) (c) 6. of the statutes is created to read:

21 71.07 (3p) (c) 6. No credit may be allowed under this subsection unless the
22 claimant submits with the claimant's return a copy of the claimant's credit
23 certification and allocation under s. 560.207.

24 ***-1117/P2.11* SECTION 1568.** 71.07 (3p) (d) 2. of the statutes is amended to
25 read:

1 71.07 (3p) (d) 2. If Except as provided in subd. 3., if the allowable amount of
2 the claim under par. (b) exceeds the tax otherwise due under s. 71.02 or 71.08 ~~or no~~
3 ~~tax is due under s. 71.02 or 71.08~~, the amount of the claim not used to offset the tax
4 due shall be certified by the department of revenue to the department of
5 administration for payment by check, share draft, or other draft drawn from the
6 appropriation account under s. 20.835 (2) (bn).

7 *-1117/P2.12* **SECTION 1569.** 71.07 (3p) (d) 3. of the statutes is created to read:

8 71.07 (3p) (d) 3. With regard to claims that are based on amounts described
9 under par. (b) that are paid by a dairy cooperative, if the allowable amount of the
10 claim under par. (b) exceeds the tax otherwise due under s. 71.02 or 71.08, the
11 amount of the claim not used to offset the tax due shall be certified by the department
12 of revenue to the department of administration for payment by check, share draft,
13 or other draft drawn from the appropriation account under s. 20.835 (2) (bp).

14 *-2046/P3* **SECTION 1570.** 71.07 (3q) of the statutes is created to read:

15 71.07 (3q) JOBS TAX CREDIT. (a) *Definitions.* In this subsection:

16 1. "Claimant" means a person certified to receive tax benefits under s. 560.2055
17 (2).

18 2. "Eligible employee" means an eligible employee under s. 560.2055 (1) (b) who
19 satisfies the wage requirements under s. 560.2055 (3) (a) or (b).

20 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
21 560.2055, for taxable years beginning after December 31, 2011, a claimant may claim
22 as a credit against the taxes imposed under s. 71.02 any of the following.

23 1. The amount of wages that the claimant paid to an eligible employee in the
24 taxable year, not to exceed 10 percent of such wages, as determined by the
25 department of commerce under s. 560.2055.

1 2. The amount of the costs incurred by the claimant in the taxable year, as
2 determined under s. 560.2055, to undertake the training activities described under
3 s. 560.2055 (3) (c).

4 (c) *Limitations.* 1. Partnerships, limited liability companies, and tax-option
5 corporations may not claim the credit under this subsection, but the eligibility for,
6 and the amount of, the credit are based on their payment of amounts under par. (b).
7 A partnership, limited liability company, or tax-option corporation shall compute
8 the amount of credit that each of its partners, members, or shareholders may claim
9 and shall provide that information to each of them. Partners, members of limited
10 liability companies, and shareholders of tax-option corporations may claim the
11 credit in proportion to their ownership interests.

12 2. No credit may be allowed under this subsection unless the claimant includes
13 with the claimant's return a copy of the claimant's certification for tax benefits under
14 s. 560.2055 (2).

15 (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the
16 credit under s. 71.28 (4), applies to the credit under this subsection.

17 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
18 due under s. 71.02, the amount of the claim not used to offset the tax due shall be
19 certified by the department of revenue to the department of administration for
20 payment by check, share draft, or other draft drawn from the appropriation account
21 under s. 20.835 (2) (bb).

22 *-1116/P3.2* SECTION 1571. 71.07 (3r) of the statutes is created to read:

23 71.07 (3r) MEAT PROCESSING FACILITY INVESTMENT CREDIT. (a) *Definitions.* In this
24 subsection:

25 1. "Claimant" means a person who files a claim under this subsection.

1 2. "Meat processing" means processing livestock into meat products or
2 processing meat products for sale commercially.

3 3. "Meat processing modernization or expansion" means constructing,
4 improving, or acquiring buildings or facilities, or acquiring equipment, for meat
5 processing, including the following, if used exclusively for meat processing and if
6 acquired and placed in service in this state during taxable years that begin after
7 December 31, 2008, and before January 1, 2017:

8 a. Building construction, including livestock handling, product intake, storage,
9 and warehouse facilities.

10 b. Building additions.

11 c. Upgrades to utilities, including water, electric, heat, refrigeration, freezing,
12 and waste facilities.

13 d. Livestock intake and storage equipment.

14 e. Processing and manufacturing equipment, including cutting equipment,
15 mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking
16 equipment, pipes, motors, pumps, and valves.

17 f. Packaging and handling equipment, including sealing, bagging, boxing,
18 labeling, conveying, and product movement equipment.

19 g. Warehouse equipment, including storage and curing racks.

20 h. Waste treatment and waste management equipment, including tanks,
21 blowers, separators, dryers, digesters, and equipment that uses waste to produce
22 energy, fuel, or industrial products.

23 i. Computer software and hardware used for managing the claimant's meat
24 processing operation, including software and hardware related to logistics,

1 inventory management, production plant controls, and temperature monitoring
2 controls.

3 4. "Used exclusively" means used to the exclusion of all other uses except for
4 use not exceeding 5 percent of total use.

5 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
6 560.209, for taxable years beginning after December 31, 2008, and before January
7 1, 2017, a claimant may claim as a credit against the taxes imposed under s. 71.02
8 or 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount
9 the claimant paid in the taxable year for meat processing modernization or
10 expansion related to the claimant's meat processing operation.

11 (c) *Limitations.* 1. No credit may be allowed under this subsection for any
12 amount that the claimant paid for expenses described under par. (b) that the
13 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

14 2. The aggregate amount of credits that a claimant may claim under this
15 subsection is \$200,000.

16 3. a. The maximum amount of the credits that may be allocated under this
17 subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2009-10 is \$300,000, as
18 allocated under s. 560.209.

19 b. The maximum amount of the credits that may be allocated under this
20 subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2010-11, and in each fiscal
21 year thereafter, is \$700,000, as allocated under s. 560.209.

22 4. Partnerships, limited liability companies, and tax-option corporations may
23 not claim the credit under this subsection, but the eligibility for, and the amount of,
24 the credit are based on their payment of expenses under par. (b), except that the
25 aggregate amount of credits that the entity may compute shall not exceed \$200,000.